



BOARD OF CERTIFIED REPORTERS

Arizona State Courts Building
1501 West Washington Street, Phoenix, Arizona 85007
Hearing Room 109

April 12, 2018
10:00 a.m.

Approved Regular Meeting Minutes

MEMBER ATTENDANCE:

Present:

G. Allen Sonntag, Chair
April Escobedo
Hon. Peter B. Swann
Michael Matich
Melissa Gosalves

Telephonically Present:

Terri Faust
Patricia Seguin

Absent:

Hon. Anna Young
Michael Parrish

OTHER ATTENDEES:

AOC Staff:

Mark Wilson
Michelle Martinez
Katherine Novak
Bill MacIntyre
Will Castro
Arnita Oliver
Jennifer Ashley
Brianna Farmer
Don Keenom

Guests:

Loren Molever
Kim Bata
Kate Roundy
Cathy Miccolis
Kim Portik
Ben Bamford
Randy McDonald
Carolyn Sullivan
Patricia Edgar

CALL TO ORDER

Called to Order By: G. Allen Sonntag, Chair

Time: 10:00 a.m.

Remarks from Lisa Blanks regarding Ben Bamford

1) REVIEW AND APPROVAL OF MINUTES:

1-A: *Review and approval of the regular session minutes for the meeting of December 7, 2017.*

Individual Addressing the Board: G. Allen Sonntag

Discussion: None

Motion: Consideration of and motion to accept the regular session meeting minutes of December 7, 2017.

Motion Proposals: First Michael Matich
Second Melissa Gonsalves

Motion Results: Pass

2) PENDING COMPLAINTS:

2-A *Review, discussion and possible action regarding complaint number 17-C002, involving certified court reporter, Rochelle Dobbins.*

Individual Addressing the Board: Mark Wilson

Discussion: It is recommended the Board accept the finding of the Probable Cause Evaluator and enter a finding Rochelle Dobbins has committed the alleged act(s) of misconduct as detailed in the Investigation Summary and Allegation Analysis Report in complaint number 17-C002.

It is recommended the Board enter a finding grounds for formal disciplinary action exists pursuant to Arizona Code of Judicial Administration ("ACJA") § 7-201(H)(6)(a) for act(s) of misconduct

involving: (a) ACJA §§ 7-206(J)(1)(a), 7-206(J)(2)(c), 7-206(J)(4)(c), 7-206(J)(6)(a), 7-201(H)(6)(k)(2) and (12); Court of Appeals, Division One, Administrative Order 2015-01; Rules of Criminal Procedure Rules 31.8(b)(1), (b)(2)(ii), and (d)(3)(i) and (ii) and Rule 31.9(a),(b) and (c) for failure to timely prepare and file transcripts in *State v. Parada*; (b) ACJA §§ 7-206(J)(1)(a), 7-206(J)(2)(c), 7-206(J)(6)(a), and 7-201(H)(6)(k)(2) and (12) for failure to timely pay the Court ordered sanctions in *State v. Parada* and for being found in criminal contempt; and (c) ACJA §§ 7-206(J)(1)(a), 7-206(J)(2)(c), 7-206(J)(4)(c), 7-206(J)(6)(a), 7-201(H)(6)(k)(2) and (12); Court of Appeals, Division One, Administrative Order 2015-01; Rules of Criminal Procedure Rules 31.8(b)(1),(b)(2)(ii), and (d)(3)(i)for failure to timely prepare and file transcripts in *State v. Evans*.

It is further recommended the Board suspend the license of Rochelle Dobbins for 30 days.

Motion: Consideration of and motion to accept staff's recommendation

Motion Proposals: First Michael Matich
Second Patricia Seguin
Recused Hon. Peter B. Swann

Motion Results: Pass

2-B Review, discussion and possible action regarding complaint number 17-C001, involving certified court reporter, Kimberly Bata.

Individual Addressing the Board: Bill McIntyre

Discussion: Deferred until the next meeting for the Board to receive legal advice and give further instructions to staff.

2-C: Update regarding the status of pending complaints.

Individual Addressing the Board: Michelle Martinez

Discussion: As of April 12, 2018, there are currently two open complaints, one of which has been presented on this agenda under agenda item 2A with a dispositive recommendation and other which has been presented on this agenda under agenda item 2B has been deferred..

3) INITIAL CERTIFICATION AND ELIGIBILITY

3-A: Review, discussion and possible action regarding pending initial certification applications for the following applicants:

1. *Stacey Sandoval*
2. *Jeannine Lane*
3. *Victoria Pittman*
4. *Mary Barrows*
5. *Michelle Kirkpatrick*
6. *Stacy Harlow*
7. *Benjamin Bamford*

Individual Addressing the Board: Wil Castro

Discussion: The Division recommends approval of initial certified reporter certification for the following applicants:

1. Stacey Sandoval
2. Jeannine Lane
3. Victoria Pittman

Motion: Consideration of and motion to accept staff's recommendation

Motion Proposals: First Melissa Gonsalves
Second Terri Faust

Motion Results: Pass

Individual Addressing the Board: Wil Castro

Discussion: 4. Mary Barrows

The Division recommends approval of initial certification for Mary Barrows with an effective date of March 1, 2018.

Motion: Consideration of and motion to accept staff's recommendation.

Motion Proposals: First Melissa Gonsalves
Second Hon. Peter B. Swann

Motion Results: Pass

Individual Addressing the Board: Wil Castro

Discussion: 5. Michelle Kirkpatrick

The Division recommends approval of initial certification for Michelle Kirkpatrick with the standard non-disclosure language.

Motion: Consideration of and motion to accept staff's recommendation

Motion Proposals: First Melissa Gonsalves
Second April Escobedo

Motion Results: Pass

Individual Addressing the Board: Wil Castro

Discussion: 6. Stacy Harlow

The Division recommends approval of initial certification for Stacy Harlow conditioned upon the Division's receipt of confirmation from the NCRA that she has passed the RPR or CVR. The certification will become effective upon Division's receipt of the required confirmation.

Motion: Consideration of and motion to accept staff's recommendation

Motion Proposals: First Melissa Gonsalves
Second Hon. Peter B. Swann

Motion Results: Pass

Individual Addressing the Board: Wil Castro

Statements from Patricia Edgar, Rande McDonald attorney and Cathy Miccolis for Ben Bamford.

Discussion: 7. Benjamin Bamford

It is recommended that the matter be deferred until next meeting.

Motion: Consideration of and motion to accept staff's recommendation

Motion Proposals: First Melissa Gonsalves
Second Hon. Peter B. Swan

Motion Results: Pass

4) CERTIFICATION AND ELIGIBILITY

4-A: *Review, discussion and possible action regarding request for placement on Inactive Status received from the following certified reporters:*

1. *Lori Beard, Certificate Number 50773*
2. *Lisa Blanks, Certificate Number 50599*
3. *Kathleen Braley, Certificate Number 50236*
4. *Bernadette Chari, Certificate Number 50748*
5. *Laurel Dunn, Certificate Number 50696*
6. *Kathleen Johnston, Certificate Number 50164*
7. *Marilou Kohut, Certificate Number 50840*
8. *Christine Olesek, Certificate Number 50128*
9. *Diane Pessagno, Certificate Number 50943*
10. *Nicole Sesta, Certificate Number 50854*

Individual Addressing the Board: Wil Castro

Discussion: Staff recommends that the Board retroactively grant the Inactive requests for the above listed applicants to March 1, 2018. In doing so, above listed applicants will be required to file a Good Cause Exception addressed to the Division Director as well as submit an Inactive Renewal application with the applicable \$100.00 fee.

Staff recommends that the Board accept the requests and place the above listed certificate holders on Inactive Status.

Motion: Consideration of and motion to accept staff's recommendation.

Motion Proposals: First Patricia Seguin
Second Hon. Peter B. Swann

Motion Results: Pass

4-B: Review, discussion and possible action regarding requests for Voluntary Surrender from Holly Sack

Individual Addressing the Board: Wil Castro

Discussion: It is recommended the Board accept the request of Ms. Sack to voluntarily surrender her certified reporter certification, certificate number 50060 with the statement that if she reapplies, CE requirements must be completed.

Motion: Consideration of and motion to accept staff's recommendation

Motion Proposals: First Hon. Peter B. Swann
Second Patricia Seguin

Motion Results: Pass

5) ADMINISTRATIVE ISSUES:

Individual Addressing the Board: None

CALL TO THE PUBLIC

Individuals Addressing the Board: NONE

ADJOURNMENT

Motion: Move to adjourn.

Motion Proposals: First Allen Sonntag
 Second Hon. Peter B. Swann

Motion Results: Pass

Time: 12:18 12:18 pm

Initials: AO